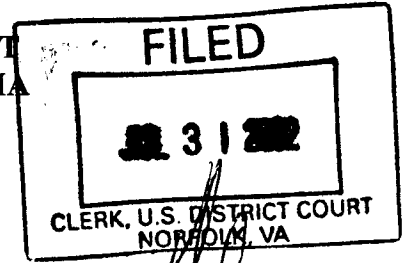


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION



**YASER ESAM HAMDI, and
ESAM FOUAD HAMDI,
As Next Friend of Yaser Esam Hamdi,**

Petitioners,

v.

CIVIL ACTION NO. 2:02cv439

**DONALD RUMSFELD, and
COMMANDER W.R. PAULETTE,**

Respondents.

ORDER

The Court having received all required submissions in this case, it hereby **ORDERS** a hearing to be held on August 8, 2002, at 2:00 p.m., at which time the Court will hear argument on the materials submitted.

Furthermore, the Court **ORDERS** the government to produce the following materials, solely for in camera review by the Court, two days prior to the hearing, by noon on August 6, 2002. All the documents requested by the Court in this Order are to be redacted to protect any intelligence matters not within the scope of this inquiry into Hamdi's legal status.

1) Copies of all Hamdi's statements, and the notes taken from any interviews with Hamdi, that relate to his reasons for going to Afghanistan, his activities while in Afghanistan, or his participation in the military forces of the Taliban or any other organization in that country, appropriately redacted for any intelligence matters;

2) A list of all the interrogators who have questioned Hamdi, including their names and addresses, and the dates of the interviews, unless this information implies intelligence which might aid the enemy, in which event the material must show "name withheld" and dates, but not the addresses, of the unnamed individuals who conducted the interviews;

3) Copies of any statements by members of the Northern Alliance regarding the circumstances of Hamdi's surrender and transfer to forces of the United States, appropriately redacted for any intelligence matters;

4) A list that includes the date of Hamdi's capture, and that gives all the dates and locations of his subsequent detention, appropriate redacted for any intelligence matters;

5) The name and title of the individual within the United States Government who made the determination that Hamdi was an illegal enemy combatant and should be held in the manner in which the government is now holding him. In other words, with whom does the buck stop in this case for each of the matters listed in this question?;

6) The name and title of the individual within the United States Government who made the decision to move Hamdi from Guantanamo Bay, Cuba to the Norfolk Naval Station, and a statement of the reason for this decision.

Pursuant to the decisions of the Court of Appeals in this case, the Court will not allow Hamdi to be interviewed by the appointed lawyer, or to be present at this hearing. Furthermore, to set minds at ease, this Court will proceed with caution and all due deference to the executive branch.

The Clerk of the Court is **DIRECTED** to forward copies of this Order, both by fax and by U.S. mail, to all counsel of record, and to Yaser Esam Hamdi.

IT IS SO ORDERED.

/S/ Robert G. Doumar

UNITED STATES DISTRICT JUDGE

Norfolk, Virginia

July 5th, 2002